

FACT SHEET

RECONSIDERATION OF FINAL AIR TOXICS STANDARDS FOR RECIPROCATING INTERNAL COMBUSTION ENGINES

ACTION

- On November 30, 2010 EPA issued a notice announcing reconsideration of and requesting public comment on the decision to amend the limitations on operation of emergency stationary RICE to allow emergency engines to operate for up to 15 hours per year as part of a demand response program.
- On March 3, 2010, EPA issued a final rule establishing standards limiting emissions of air toxics from existing stationary diesel engines located at major and area sources. The final rule included a provision allowing emergency stationary engines to participate in emergency demand response programs for up to 15 hours per year.
- EPA received petitions from the Delaware Department of Natural Resources and Environmental Control and CPower Inc., EnergyConnect Inc., EnerNOC Inc., and Innoventive Power LLC (EnerNOC, et al.) to reconsider this decision on emergency stationary engines.
- EPA is seeking comment only on this issue. EPA will not respond to any comments addressing any other issue or any other provisions of the final rule or any other rule.
- The EPA will take public comment on the reconsideration for 60 days following publication in the *Federal Register*.
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BACKGROUND

- The proposed air toxics standards for existing stationary diesel engines specified that, to be considered an emergency engine, an engine cannot provide power to the grid or provide power as part of a financial arrangement with another entity.
- Based on comments received on the proposal, the final rule revised this provision for emergency stationary engines to allow operation for up to 15 hours per year in emergency demand response, if needed to maintain stability in the grid, as determined by the regional transmission organization.

FOR MORE INFORMATION

- The notice of reconsideration is posted at: <http://www.epa.gov/ttn/oarpg/new.html>.
- Today's action and other background information are also available either electronically at <http://www.regulations.gov>, EPA's electronic public docket and comment system, or in

hardcopy at the EPA Docket Center's Public Reading Room.

- The Public Reading Room is located in the EPA Headquarters Library, Room Number 3334 in the EPA West Building, located at 1301 Constitution Ave., NW, Washington, DC. Hours of operation are 8:30 a.m. to 4:30 p.m. eastern standard time, Monday through Friday, excluding Federal holidays.
 - Visitors are required to show photographic identification, pass through a metal detector, and sign the EPA visitor log. All visitor materials will be processed through an X-ray machine as well. Visitors will be provided a badge that must be visible at all times.
 - Materials for this action can be accessed using Docket ID No. EPA-HQ-OAR-2008-0708.
- For further information about the action, contact Ms. Melanie King of EPA's Office of Air Quality Planning and Standards, Sector Policies and Programs Division, Energy Strategies Group at (919) 541-2469 or by e-mail at king.melanie@epa.gov.